

SURFACE TRANSPORTATION BOARD

DECISION

Docket No. AB 1258

ALLOY PROPERTY COMPANY, LLC—ADVERSE ABANDONMENT—CHICAGO  
TERMINAL RAILROAD IN CHICAGO, ILL.

Decided: October 25, 2017

By application filed October 11, 2017, Alloy Property Company, LLC (Alloy), seeks the third-party, or “adverse,” abandonment of the remaining portions of the C&E and Bloomingdale lines of the Chicago Terminal Railroad (CTM)<sup>1</sup> in Chicago, Cook County, Ill., originating at the western side of North Elston Avenue and proceeding east and south to Goose Island to a terminus near the intersection of North Branch Street and Halsted Street, a distance of approximately 2.625 miles.

By decision served on August 9, 2017, the Board entered a protective order and, in a decision served August 16, 2017, the Board granted in part and denied in part Alloy’s motion for a waiver of certain Board regulations and exemptions from related statutory provisions regarding its application. On September 18, 2017, CTM filed a motion to compel discovery from Alloy. Alloy filed a reply on October 5, 2017.

The Board has signed a Memorandum of Understanding with the Federal Energy Regulatory Commission (FERC) to employ the services of FERC administrative law judges (ALJs) on a case-by-case basis to perform discrete, Board-assigned functions such as adjudicating discovery disputes between parties in cases pending before the Board. The Board hereby assigns and authorizes Administrative Law Judge Patricia E. Hurt to entertain and rule upon pending discovery matters and to resolve all future disputes concerning discovery in this proceeding. The parties are directed to send copies of all their pending and future filings and documents in this proceeding to Judge Hurt at the Federal Energy Regulatory Commission, Office of Administrative Law Judges, 888 First Street, N.E., Washington, DC 20426.

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<sup>1</sup> Although Alloy refers to Chicago Terminal Railroad by the initials CTR, Chicago Terminal Railroad refers to itself as “CTM.” Per CTM’s preference, that is the designation the Board will use as well.

It is ordered:

1. This proceeding is assigned to Administrative Law Judge Patricia E. Hurt for handling of all discovery matters and resolution of all discovery disputes.
2. Each party in this proceeding must send a copy of its filings to Judge Hurt at the Federal Energy Regulatory Commission, Office of Administrative Law Judges, 888 First Street, N.E., Washington, DC 20426.
3. Judge Hurt will be added to the service list in this proceeding, and a copy of this decision will be served upon her.
4. A copy of this decision will be served on the United States Office of Personnel Management (OPM), at Human Resources Solutions, ALJ Program Office, 1900 E Street NW, Room 2458, Washington, DC 20414-9400. Judge Hurt shall send a copy of the notice or order that constitutes the final disposition of her assignment of this case to OPM at the above address.
5. This decision is effective on its service date.

By the Board, Scott M. Zimmerman, Acting Director, Office of Proceedings.